

**IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

**GEORGIA-PACIFIC CONSUMER)
PRODUCTS LP,)
FORT JAMES CORPORATION, and)
GEORGIA-PACIFIC LLC)**

Plaintiffs,

v.

**NCR CORPORATION,)
INTERNATIONAL PAPER CO.,)
and WEYERHAEUSER CO.,)**

Defendants.

No: 1:11-cv-00483

Judge Robert J. Jonker

STIPULATION ON CERTAIN LIMITED DISCOVERY AND EXPERT REPORTS

Plaintiffs, Georgia-Pacific Consumer Products LP, Fort James Corporation and Georgia-Pacific LLC (collectively “Georgia-Pacific”), Defendant NCR Corporation (“NCR”), Defendant International Paper Company (“International Paper”) and Defendant Weyerhaeuser Company (“Weyerhaeuser”), by counsel, enter into this Stipulation for the limited purpose of effectuating agreements reached between parties relating to certain limited discovery after the March 30 discovery cut-off and described at pages 21 - 22 of the Supplemental Joint Status Report (docket #173). These agreements were made with the understanding that the Court might deny NCR’s Motion to Modify the June 28, 2011 Case Management Order (docket # 136) and with the specific understanding that they were made without prejudice to Georgia-Pacific’s opposition to NCR’s Motion and without prejudice to NCR’s support of such Motion. The Court by order dated March 19, 2012 (docket # 175) denied NCR’s motion.

Georgia-Pacific, NCR, International Paper and Weyerhaeuser, for purposes of the Phase One trial in this action, hereby stipulate as follows:

1. Georgia-Pacific shall be entitled to take the depositions of Donald Burke, Richard Cimaglia, James Sherer and William Sullivan at mutually agreeable places and on mutually agreeable dates up to and including April 20, 2012, the parties having agreed to these depositions but having not yet coordinated exact dates. In addition, the continuation of the deposition of NCR's witness designated pursuant to Georgia-Pacific's Notice to Take Deposition Pursuant to Rule 30(b)(6), which was the subject of a recent motion to compel decided by Magistrate Judge Brenneman, shall be completed on or before April 20, 2012.

2. Georgia-Pacific noticed the deposition of a former NCR employee, Theodore Schuh, for March 30, 2012. The parties have learned that Mr. Schuh is scheduled for surgery prior to March 30 and does not expect to be physically able to give a deposition for four to six weeks after the surgery. Mr. Schuh's deposition shall be taken at a mutually convenient location and at a mutually convenient time after he is physically able to testify.

3. Weyerhaeuser, having agreed to an extension of time for Georgia-Pacific to respond to its February 7, 2012 First Interrogatories and Request for Production of Documents directed to facts relating to its statute of limitations defense, shall be entitled to conduct reasonable discovery during the period up to April 20, 2012, limited to Weyerhaeuser's affirmative defense of the statute of limitations and to follow-up to Georgia-Pacific's responses to such written discovery.

4. As to written discovery exchanged by Georgia-Pacific and International Paper as to which responses would otherwise be due on March 30, 2012, the deadline for providing responses and producing documents in response to such discovery shall be extended to April 9, 2012.

5. In order to give effect to the parties' and the Court's original intention that fact discovery be completed before expert reports are disclosed, the date for disclosing initial experts

and their reports, previously set for April 18, 2012, shall be extended to May 9, 2012. The date for disclosing rebuttal experts and their reports, previously set for May 18, 2012, shall be extended to June 8, 2012.

6. Nothing contained in this Stipulation shall in any way affect the terms of the Case Management Order (including any dates or deadlines established by the Case Management Order), other than those dates and deadlines specifically addressed herein.

**GEORGIA-PACIFIC CONSUMER PRODUCTS,
LP., FORT JAMES CORPORATION, and
GEORGIA-PACIFIC LLC**

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The foregoing Stipulation is hereby approved and so ORDERED.

Dated: March 29, 2012

/s/ Hugh W. Brenneman, Jr.
U.S. Magistrate Judge